

Regular Meeting Minutes

Board of County Commissioners Hyde County

Monday, May 8, 2017

After opening prayer by Vice-Chairman Barry Swindell and Pledge of Allegiance, Chairman Earl Pugh, Jr. reconvened the Regular Meeting of the Hyde County Board of Commissioners to order at 6:00pm on Monday, May 8, 2017 in the Hyde County Government Center, Multi-Use Room, and the Ocracoke Community Center using electronic conferencing equipment.

The following members were present on the mainland: Chairman Earl Pugh, Jr., Vice-Chairman Barry Swindell, Commissioners Dick Tunnell, Benjamin Simmons and Tom Pahl; Attorney Fred Holscher; County Manager Bill Rich; Assistant Manager Kris Cahoon Noble; Deputy Clerk to the Board Rosemary Johnson; and, members of the public.

The following members were present on Ocracoke: Public Information Officer Teresa Adams and members of the public.

Agenda:

Due to technical difficulties with the telecommunication equipment on Ocracoke, the May 1 regular meeting of the Board of Commissioners was recessed and the agenda for that meeting was noted as revised as the agenda for May 8 and carried over to tonight's meeting. Commissioner Pahl moved to approve the Revised Agenda as presented by the Clerk. Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes – Pugh, Tunnell, Simmons, Pahl and Swindell; Nays – None; Absent or not voting – None.

Consideration of Minutes:

Commissioner Pahl moved to approve the April 3, 2017 Joint Board of Education and the April 3, 2017 Board of Commissioners Meeting Minutes as presented by the Clerk with no amendments noted. Vice-Chairman Swindell seconded the motion. The motion passed on the following vote: Ayes – Pahl, Pugh, Tunnell, Simmons and Swindell; Nays – None; Absent or not voting – None.

Presentations:

JCPC Hyde County Funding

Kris Noble presented the North Carolina Department of Public Safety County Funding Plan for Community Programs/JCPC Certification. Nancy Hodges, consultant at the NC Dept. of Juvenile Justice and Delinquency and Phillip Holloway, Northeast Workforce Development Board Career Advisor, were unable to attend the meeting tonight due to conflicts with their schedule and they asked Ms. Noble to present on their behalf. The Plan requires a 10% match (or \$4,990) from Hyde County to fund the Hyde Intervention & Prevention Program for Hyde County Schools and the Hyde Youth Services position (currently held by Lee Brimmage) in the Hyde County Cooperative Extension office. No action was taken.

Albemarle Commission Annual Stewardship Report

Cathy Davison, Executive Director of the Albemarle Commission presented background information on the Albemarle Commission, as well as a stewardship report for the period covering 2015-2016 which illustrated the return on the funds that Hyde County allocates to the Commission on an annual basis for Senior Nutrition, the Area Agency on Aging, the Rural Planning Organization and Economic Development and Administration. The Albemarle Commission is the Albemarle Region's Council of Government and Economic Development District whose mission is to improve the ability of member governments to enhance the quality of the lives of the citizens and businesses in the Region through creative regional solutions provided through direct services and assistance in planning, program development and management, public-private partnerships and leadership, including economic and community development, regional transportation planning, small business loans, meals at congregate sites and to home bound seniors, caregiver and senior ombudsman support, as well as senior games and senior quality of life training. The Albemarle Commission has provided support to Hyde County since 1968. Cathy noted that the Commission has expanded on its services to the county, which include expanded routes that include Ocracoke Island and safety checks on seniors. Commissioner Pahl asked how these services could be provided to Ocracoke. Ms. Davison replied that the Commission has been working with Gaffer's restaurant providing meals to seniors on the island.

Mr. Rich and the Commissioners thanked Cathy for attending the meeting and presenting her report. Report only.

Proclamation – Older Americans Month 2017

Laura Alvarico, Director of the Albemarle Commission Area Agency on Aging, requested that the Hyde County Commissioners adopt the “Proclamation for Older Americans Month 2017” and to encourage residents to take time to acknowledge older adults and the people who serve them as influential and vital parts of the community.

Vice-Chairman Swindell moved to adopt the Proclamation-Older Americans Month 2017. Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes-Swindell, Pugh, Tunnell, Simmons and Pahl; Nays-None; Absent or not voting-None.

Proclamation-Vulnerable Adult and Elder Abuse Awareness Month in the County of Hyde, May 14-June 18, 2017

Laura Alvarico, Director for the Albemarle Commission Area Agency on Aging, requested that the Commissioners approve the Proclamation for Elder Abuse Awareness Month in Hyde County. The Elder Abuse Awareness Month runs from May 14, 2017 to June 18, 2017.

Commissioner Pahl made a motion to approve the Proclamation for Elder Abuse Awareness Month in Hyde County. Commissioner Simmons seconded the motion. The motion passed on the following votes: Ayes-Swindell, Pugh, Tunnell, Simmons and Pahl; Nays-None; Absent or not voting-None.

Proclamation – Emergency Medical Services Week – May 17-27, 2017

Emergency Management Director Justin Gibbs presented a proclamation for adoption designating the week of May 17 through May 27, 2017 as Emergency Medical Services Week. This week recognizes the value and accomplishments of emergency medical services providers who are ready to provide lifesaving care to those in need 24 hours a day, seven days a week.

Commissioner Pahl made a motion to adopt the Proclamation designating the week of May 17 – May 27, 2017 as Emergency Medical Services Week in Hyde County. Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes-Pahl, Tunnell, Swindell, Pugh and Simmons; Nays-None; Absent or not voting-None.

2016 State of the County Health Report (SOTCH)

Anna Motteler, Public Health Educator II, presented the 2016 SOTCH Report for Hyde County. The SOTCH provides an overview of leading health priorities, emerging issues and new health initiatives in the county. Ms. Motteler acknowledged that there is a substance abuse problem in Hyde County and the health department has been taking steps to provide assistance to citizens with substance abuse issues through the adoption of a standing order for the opioid overdose antidote medication, Naloxone. This will allow health care providers to dispense Naloxone kits to someone who uses or knows someone who uses opioids regularly. These kits were provided through grant funding and are free of charge to patients. Mr. Rich asked if the health dept is actively promoting the kits to the public. Ms. Motteler admitted that getting the word out has been challenging, but they are working on it. The kits will be distributed at health fairs and outreach efforts. Commissioner Pahl suggested that the churches would also be a good way to help with distribution.

Mr. Rich and the Commissioners thanked Ms. Motteler for her report. Report only.

Employee Benefits 2017

Tammy Blake, Human Resources Director, talked about employee benefits and the plans for health insurance, dental and vision. Staff has been working diligently over the last several months to shop for the best and most affordable health insurance coverage for employees. A copy of the monthly newsletter was shared with the Commissioners. No action was taken.

Farragut Software Presentation

Information Technology Manager Donnie Shumate discussed the NCACC Property Tax System, a cloud-based software package for tax administration. The system is jointly owned by the North Carolina Association of County Commissioners and Farragut. This system helps to identify delinquent taxes, manage payment plans, and initiate mass garnishments. It simplifies and automates many of the manual processes involved in enforced collections. The system is hosted in cloud storage, which means that staff will not be responsible for the upkeep of servers, licensing costs, or backups. This ensures that in the event of a catastrophic event, data is protected. The system integrates with the Register of Deeds, GIS, Building Inspections and Finance software, which will save time in these departments. There's also a web-based application that allows taxpayers to manage their accounts and research questions without contacting the tax office. Banking, real estate and surveying professionals can also access the site to search for tax bills, parcel information and abstracts. The Farragut system boasts an average state-wide collection rate of 99%, giving them the highest tax collection rate of any system available.

NCACC is actively promoting the use of the NCPTS/Farragut software in county tax offices. The implementation fee is \$160,000, with an annual fee of \$45,000, which includes cloud-based hosting and licensing of software and operating systems. There is no additional charge for upgrades to the system. The system is currently in use by 48% of the North Carolina property tax base, including large, medium and small counties.

Commissioner Simmons asked if collections for the Fairfield Drainage District could be integrated into the Farragut system. Mr. Shumate responded that it probably could be and will look for possible solutions.

The floor asked Tax Administrator Linda Basnight if she had any comments regarding the system; she had no additional comments to add.

After additional discussion, a motion was made by Commissioner Simmons to approve the purchase of the Farragut software with the stipulation that the Fairfield Drainage District collections can be integrated into the collection system. The motion was seconded by Commissioner Pahl. The motion carried on the following vote: Ayes-Pugh, Simmons, Pahl, Tunnell and Swindell; Nays-None; Absent or not voting-None.

Occupancy Tax Discussion

Manager Bill Rich informed the group that 81 counties in North Carolina currently impose occupancy taxes. Of those counties, 77 allocate occupancy tax revenue to tourism promotion and 67 allocate occupancy tax revenue to tourism-related expenditures. There are only 7 counties in North Carolina which direct some or all of their occupancy tax revenue into the general fund to be expended on any unspecified lawful public purpose. Hyde County's current occupancy tax rate is 3%. The current legislation mandates that Hyde County can levy up to an additional 2% in occupancy tax. Existing occupancy tax revenue can be used for any public purpose, with 90% of mainland tax revenue allocated to the mainland only and 90% of Ocracoke Island tax revenue allocated to the island only. Under the new 2 % tourism development authority, 2/3 of occupancy tax revenue must be used to promote travel and tourism, with the remainder used for tourism-related expenditures. Mr. Rich is proposing that the county consider imposing an additional 2% occupancy tax for Ocracoke to help provide improved services on the island, specifically emergency medical services. He stated that the additional 2% tax will bring in an additional \$300,000 in revenue, which 1/3 can be contributed to improvements. He pointed out that neighboring counties impose a 5-6% occupancy tax rate, with the exception of Pamlico County, which currently imposes 3%. He recommends that a tourism authority board be formed to regulate the use of tourism-related expenditures. He informed the group that a joint meeting with hospitality/hotel owners, the Occupancy Tax Board, and the Ocracoke Civic and Business Association is planned for May 15 at 3 pm to discuss the proposed 2% occupancy tax increase. A meeting to review the revenue portion of the 2017-2018 county budget and to receive public comments regarding the budget and 2% increase for occupancy taxes is scheduled for May 15 at 6 pm. Finally a public hearing for the approval of the county budget is scheduled for June 5 at 6 pm.

A report that outlines the county's YTD expenditures as of April 30 was distributed.
No action taken.

Commissioner Simmons asked Finance Officer Corrinne Gibbs if she could write checks directly to the Fairfield Drainage District. Corrinne explained that the Fairfield Drainage District is under a separate statute than the West Quarter and Swan Quarter Drainage Districts

Budget Message

Mr. Rich delivered his budget message for FY 2017-2018. In his message, Mr. Rich talked about the past year's obstacles and achievements. Mr. Rich is confident that the county is still on-target for the 2017-2018 budget. He emphasized that if the county can maintain a fund balance of 30% or more, we would be in good shape. Highlights were:

- ✓ The creation of a new water and flood control department.
- ✓ The retention of the BCBS insurance coverage for employees
- ✓ The tax collection rate increased 1% over last year
- ✓ Promotion of James Blount to the Director of Solid Waste
- ✓ Clint Berry, Utilities Director will devote full time to utilities & maintenance matters
- ✓ Fire Department grants for new equipment
- ✓ BCCC offering classes in EMS for Hyde County residents
- ✓ The creation of an information technology department and hiring of an Information Technology Director
- ✓ Improved tax collection by utilizing new tax collection software
- ✓ Creation and participation in the Mattamuskeet Watershed project with USFWS and NCWRC, and The Soil and Water Conservation District
- ✓ The completion of the tax reevaluation. The new tax rate will take effect in June and is expected to be in the \$.071 to \$.072 range.
- ✓ Replacement of the HVAC at the government center

Positives are:

- ✓ New construction is good
- ✓ Sales tax is up
- ✓ Tourism is growing
- ✓ The Hyde County Revolving Loan Fund is growing
- ✓ New breath with shrimpers
- ✓ Crops look good
- ✓ A pending merger involving Tri-County Telecommunications that could bring an additional option for telecommunications and infrastructure to the county. Centurylink currently provides these services to the county.

Mr. Rich thanked the Board of Commissioners for their support and expressed his optimism for the coming year. The draft FY 2017-2018 budget was distributed. A budget workshop follows the adjournment of the Board of Commissioners meeting tonight.

Employee Recognition:

Kris Noble

Bill Rich, County Manager, commended Kris Noble for graduating with honors from the UNC Chapel Hill School of Government County Administration course on April 28. Ms. Noble spun the "Wheel of Thanks" and won a \$25.00 Gift Certificate from Chris Groceries.

Public Comments:

Darlene Styron of Ocracoke thanked management for ensuring that Ocracoke residents were informed about the upcoming meetings to discuss the occupancy tax. No comments from the mainland.

Items of Consideration

Resolutions/Ordinances:

Resolution in Opposition to Sunday Duck Hunting

The Hyde County Board of Commissioners have recently been made aware of the proposed House Bill 559/Senate Bill 624 that will permit Sunday hunting of waterfowl/migratory birds. The Commissioners were polled concerning their position on Sunday hunting and all were against the legislation. Reasons cited were that Sunday is a day of rest for both hunters and game/waterfowl/migratory birds, family time, among others. To formalize Hyde County's position, approval of a resolution in opposition of Sunday hunting of waterfowl/migratory birds is requested.

Commissioner Pahl stated that he had spoken with a couple of Ocracoke residents that are hunters and they are also against hunting on Sunday.

Commissioner Simmons made a motion to approve the Resolution in Opposition to Sunday Duck Hunting. The motion was seconded by Commissioner Tunnell. The motion carried on the following vote: Ayes-Tunnell, Pugh, Simmons, Pahl and Swindell; Nays-None; Absent or not voting-None.

Resolution in Support of An Application for CAMA Funds for The Mattamuskeet Watershed Planning Projects

Kris Noble requested approval of a resolution in support of a NC Division of Coastal Management Local Planning and Management Grant application for 2017-2018. The resolution supports an application to the NC Division of Coastal Management for the amount of \$15,000 to support the Mattamuskeet Watershed Restoration planning process.

Commissioner Simmons made a motion to approve the Resolution in Support of An Application for CAMA Funds for the Mattamuskeet Watershed Planning Project. The motion was seconded by Commissioner Pahl. The motion carried on the following vote: Ayes-Simmons, Pahl, Pugh, Swindell, Tunnell; Nays-None; Absent or not voting-None.

Project Budget Ordinance for Hyde County Youth Athletics

Kris Noble requested adoption of a Project Budget Ordinance for the Hyde County Youth Athletics in the amount of \$1,365. The Hyde County Youth Athletics League is an organization that promotes recreation for youth, utilizes school and county grounds and facilities for recreational activities, increases recreational activities for the community by increasing recreational opportunities, and is considered a county function. The appropriation is to cover student registrations for the year.

Commissioner Tunnell made a motion to adopt the Project Budget Ordinance for the Hyde County youth Athletics as presented. The motion was seconded by Commissioner Simmons. The motion carried on the following vote: Ayes-Simmons, Pahl, Pugh, Tunnell, Swindell; Nays-None; Absent or not voting-None.

Appointment

No appointments

Ocracoke Occupancy Tax Board Recommendations

Bill Rich presented the proposed funding requests/recommendations from the Ocracoke Occupancy Tax Board. There are 13 requests totaling \$468,434. The Occupancy Tax Board recommends appropriating \$385,217 for these requests. The board's recommendations are as follows:

Ocracoke Friends of the Library	Requested: \$3,040	Board recommends \$3,040
Ocracoke Childcare	Requested: \$5,000	The Board recommends \$500 (\$4,500 in previous unused funds from 2016-2017 are carried over to 2017-2018)
Ocracoke Arts Week	Requested: \$6,000	The Board recommends \$6,000
Ocracoke Health Center	Requested: \$14,000	The Board recommended \$10,000
Ocracoke Alive	Requested: \$15,367	The Board recommends \$12,000
Ocracoke School	Requested: \$16,277	The Board recommends \$16,277
Ocracoke Preservation Society	Requested: \$18,000	The Board recommends \$11,000 (Balance of unused funds from 2016-2017 are carried over to 2017-2018)
Ocracoke Community Center	Requested: \$32,750	The Board recommends \$28,900
Hyde County Tram	Req: \$70,000 (\$35,000-17-18; \$35,000-18-19)	The Board recommends \$35,000
Ocracoke Youth Center	Requested: \$48,000	The Board recommends \$48,000
Ocracoke Foundation	Requested: \$75,000	The Board recommends \$34,500
Ocracoke Volunteer Fire Dept.	Requested: \$80,000	The Board recommends \$80,000
Ocracoke Civic & Business Association	Requested: \$120,000	The Board recommends \$100,000

Commissioner Tunnell thanked the Ocracoke Occupancy tax board for their hard work.

Commissioner Pahl made a motion to approve the Ocracoke Occupancy Tax Board recommendations as presented by Mr. Rich. Commissioner Simmons seconded the motion. The motion carried on the following vote: Ayes-Simmons, Pahl, Tunnell, Pugh, Swindell; Nays-None; Absent or not voting-None.

Call for Public Hearing – FY 2017-2018 Budget

Bill Rich made a recommendation to hold a public hearing for the Hyde County FY 2017-2018 proposed budget. The public will be able to comment and ask questions about the proposed budget. The public hearing will be held on June 5, 2017 in conjunction with the June 5, 2017 Board of Commissioners meeting.

Commissioner Swindell made a motion to approve Mr. Rich's recommendation for a public hearing for the Hyde County 2017-2018 proposed budget. Commissioner Simmons seconded the motion. The motion carried on the following vote: Ayes-Swindell, Simmons, Pugh, Tunnell, Pahl; Nays-None; Absent or not voting-None.

Summer 2017 Work Schedule

Human Resources Director, Tammy Blake requested approval for the Summer Flex-time schedule. The Summer Flex-time schedule allows non-rotating shift employees to work hours that are not within the standard 8:00 am to 5:00 pm, Monday through Friday range, while maintaining a high level of service during the County's peak operating hours, from Memorial Day, Monday May 29, 2017 through Labor Day, Monday September 4, 2017.

Commissioner Simmons made a motion to approve the 2017 Summer Flex-time schedule request as presented by Ms. Blake. The motion was seconded by Commissioner Swindell. The motion carried on the following vote: Ayes-Swindell, Simmons, Pahl, Pugh, Tunnell; Nays-None; Absent or not voting-None.

Audit Contract Renewal

Finance Officer Corrinne Gibbs requested approval to renew the audit services contract between Hyde County and Alan W. Thompson, CPA for Fiscal Year 2017-2018. The current contract expired on 6/30/2017.

Commissioner Swindell made a motion to approve the renewal of the audit services contract between Hyde County and Alan W. Thompson, CPA for FY 2017-2018. Commissioner Simmons seconded the motion. The motion carried on the following vote: Ayes-Swindell, Simmons, Pahl, Pugh, Tunnell; Nays-None; Absent or not voting-None.

GovDeals.Com

Finance Officer Corrinne Gibbs requested approval to sell three vehicles on GovDeals.com:

1. 2010 Dodge Charger (Sheriff's Dept.)
2. 2010 Dodge Charger (Sheriff's Dept.)
3. 2007 Dodge Durango (Inspections)

Commissioner Simmons made a motion to approve the sale of the above three vehicles on GovDeals.com. Commissioner Pahl seconded the motion. The motion carried on the following vote: Ayes-Simmons, Tunnell, Pahl, Swindell, Pugh; Nays-None; Absent or not voting-None.

Free Lease for Two Ambulances

EM Director Justin Gibbs informed the group that the County has entered into a lease agreement with Select Apparatus for two ambulances. There is no obligation on the county's part and rental fee is \$1.00 per day. These ambulances will be used on Ocracoke Island. Commissioner Pahl asked if there is another flood event on the island has a plan of action been put in place to protect the ambulances. Justin replied that management is looking for more suitable and safer locations to keep the ambulances when they are not in use. This item is for report only.

Ocracoke Wildfire Response Equipment

EM Director Justin Gibbs discussed the recent structure fire that occurred behind the Ocracoke Variety Store. Justin will have planning discussions with representatives from the NC Forestry Service, the National Park Service and the Ocracoke Fire Department to come up with a readiness plan for rapid response to emergency situations involving fires.

Hyde County FY2016-2017 Spending Freeze

Corrinne Gibbs, Finance Officer reported in order to complete the FY2017-2018 Hyde County Budget, a "spending freeze" is needed. A \$100 spending limit for all county departments (except Health and DSS) through the end of FY2016-2017 will begin on Monday, May 15, 2017.

Commissioner Simmons made a motion to approve the request for a (\$100 limit) spending freeze. Commissioner Pahl seconded the motion. The motion carried on the following vote: Ayes-Simmons, Pahl, Pugh, Tunnell, Swindell; Nays-None; Absent or not voting-None.

Formation of an Ocracoke Waterways Commission

Commissioner Tom Pahl is proposing to form a commission to oversee matters relating to the waterways on Ocracoke. The proposed Ocracoke Waterways Commission will serve as a central clearinghouse for research, information, ideas and strategies regarding the future of Ocracoke's critical navigable waterways. The Commission will work to develop and recommend policies and actions that would improve the long-term reliability and predictability of our key channels and waterways for ferryboat, commercial fishing and recreational fishing traffic. The Commission will act as a liaison to state and federal agencies and legislators who have shared interests in and authority over those waterways. And they will work closely with the Dare County Waterways Commission with regard to Hatteras Inlet. The Commission will serve as an advisory board, appointed by the Hyde County Board of Commissioners. The Ocracoke Waterways Commission will recommend specific policies and actions for implementation by the Hyde County Board of Commissioners. Commissioner Pahl has spoken with the Dare County Waterways Commission and the National Park Service. Both parties are supportive of the formation of the Ocracoke Waterways Commission. Discussion item only.

Memorandum of Agreement to Write a Watershed Restoration Plan for Lake Mattamuskeet

Bill Rich requested approval of a Memorandum of Agreement between Hyde County and the Coastal Federation, the United States Fish & Wildlife Service and the North Carolina Wildlife Resources Commission. The Coastal Federation will work cooperatively with the USFWS, the NCWRC and Hyde County to produce a voluntary watershed restoration plan for Lake Mattamuskeet. The total budget for the Lake Mattamuskeet Watershed Restoration Plan shall not exceed \$75,000. The total cost will be shared between the USFWS, the NCWRC, and the county. The county will fund 20% of the total cost of the plan, not to exceed \$15,000, identify a point of contact for plan development and project administration and communicate in a timely and effective manner throughout the duration of the plan development.

Copies of the memorandum of agreement were distributed at the beginning of this meeting. Commissioner Pahl requested that if possible, he would like to receive walk-in materials in advance in order to have enough time to review prior to the meeting.

Commissioner Tunnell commented that a representative from the Dept. of Transportation needed to be involved in the watershed restoration process.

Commissioner Swindell made a motion to approve the execution of the Memorandum of Agreement to Write a Watershed Restoration Plan for Lake Mattamuskeet. Commissioner Simmons seconded the motion. The motion carried on the following vote: Ayes-Swindell, Simmons, Pahl, Pugh, Tunnell; Nays-None; Absent or not voting-None.

Budget Revisions:

Commissioner Pahl moved to approve budget revisions and amendments as presented by various agencies. Commissioner Simmons seconded the motion. The motion passed on the following vote: Ayes-Simmons, Swindell, Pahl, Pugh, Tunnell; Nays-None; Absent or not voting-None.

Airport

Aviation Fuel	\$2,500.00
Aviation Fuel	\$4,000.00

Social Services

Equipment	\$1,350.00
Longevity	\$ 600.00

Health Department

BR54-17 – Travel, Equipment, Salaries, Insurance	\$ 6,998.04
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BR55-17 – Contract Physician	\$ 525.00
BR56-17 – Contract Operator	\$ 755.00
BR57-17 – Cell Phone	\$ 100.00
BR58-17 – Group Insurance, Retirement	\$ 350.00
BR59-17 – Contract Wages	\$ 220.00
BR60-17 – Health Dept., Phone, Utilities	\$ 5,000.00
BR61-17 – Salaries, Insurance, Retirement	\$ 608.00

Management Reports:

Commissioner Pahl – Attended the Ferry meeting on May 8; Working on formation of Ocracoke Waterways Commission; attended the Hyde County Coalition for Children; attended the Ocracoke Planning Board meeting; attended the Ocracoke Community Park meeting; attended the Occupancy Tax Board meeting.

Commissioner Simmons – Attended the RPO meeting on April 26.

Vice-Chairman Swindell – No report.

Chairman Pugh – Attended the Working Watermen's meeting; attended the 4H Livestock Show on April 26; attended the NCACC District Assembly; attended the dedication of the Morgan Harris Sports Complex at Mattamuskeet High School.

Commissioner Tunnell – Attended the dedication of the Morgan Harris Sports Complex at Mattamuskeet High School; attended the Mid-East Commission meeting; attended the Dock of the Bay event at the Eastern 4H Center in Columbia.

Manager Rich – Attended the 4H Livestock Show on April 26 and kissed the pig. Attended various other functions and meetings as noted on manager's calendar, which was distributed.

Public Comments:

Chairman Pugh called for comments from the public. No comments from the mainland or Ocracoke.

Closed Session:

There was no closed session held.

Adjourn:

Commissioner Simmons moved to adjourn the meeting. Commissioner Pahl seconded the motion. The motion passed on the following vote: Ayes – Pahl, Pugh, Tunnell, Simmons, and Swindell; Nays – None. Absent or not voting-None.

The meeting adjourned at 8:00 pm. A short break followed. The meeting reconvened at 8:15 pm to review and discuss the FY 2017-2018 Hyde County Budget.

Respectfully submitted:

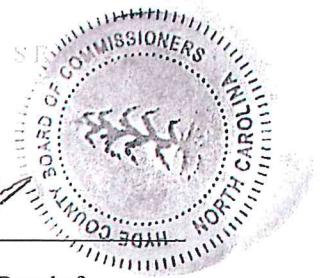
Minutes approved on the 5th day of June, 2017.

Rosemary O. Johnson

Rosemary O. Johnson
Deputy Clerk, Hyde County Board of Commissioners

Earl Pugh, Jr.

Earl Pugh, Jr.
Chair, Hyde County Board of Commissioners



Attachment:

- Exhibit A: Proclamation-Older Americans Month 2017
- Exhibit B: Proclamation for Elder Abuse Awareness Month in Hyde County
- Exhibit C: Proclamation Adopting May 17-27, 2017 as Emergency Medical Services Week
- Exhibit D: Resolution in Opposition to Sunday Duck Hunting
- Exhibit E: Resolution In Support of An Application for CAMA Funds for the Mattamuskeet Watershed Planning Project
- Exhibit F: Project Budget Ordinance for Hyde County Youth Athletics
- Exhibit G: Memorandum of Agreement to Write a Watershed Restoration Plan

Older Americans Month 2017

A PROCLAMATION OF THE HYDE COUNTY BOARD OF COMMISSIONERS

Whereas, Hyde County includes older Americans who richly contribute to our community; and

Whereas, we acknowledge that what it means "to age" has changed—for the better.

Whereas, Hyde County is committed to supporting older adults as they take charge of their health, explore new opportunities and activities, and focus on independence; and

Whereas, Hyde County can provide opportunities to enrich the lives of individuals of *all* ages by:

- involving older adults in the redefinition of aging in our community;
- promoting home- and community-based services that support independent living;
- encouraging older adults to speak up for themselves and others; and
- providing opportunities for older adults to share their experiences.

Now therefore, the Hyde County Board of Commissioners hereby proclaims May 2017 to be Older Americans Month. The Hyde County Board of Commissioners urge every resident to take time during this month to acknowledge older adults and the people who serve them as influential and vital parts of our community.

Dated this ^{8th} ~~1st~~ day of May, 2017

Attest:

Lois Stotesberry, CMC, NCCCC
Lois Stotesberry, Clerk to the Board

Earl Pugh, Jr.
Earl Pugh, Jr., Chairman



**VULNERABLE ADULT AND ELDER ABUSE
AWARENESS MONTHS
2017**

A PROCLAMATION

WHEREAS, Hyde County, North Carolina joins the world in recognizing World Elder Abuse Awareness Day every June 15th; and,

WHEREAS, protecting Hyde County's vulnerable and older adults is a community responsibility and all citizens are charged under State law to report suspected abuse, neglect or exploitation to their local County Department of Social Services; and,

WHEREAS, Hyde County's vulnerable and older adults of all social, economic, racial and ethnic backgrounds may be targets of abuse, neglect or exploitation which can occur in families, long-term care settings and communities; and,

WHEREAS, in state fiscal year 2016 there were 25,980 reports of abuse, neglect or exploitation of vulnerable and older adults were made to North Carolina's 100 County Departments of Social Services; and,

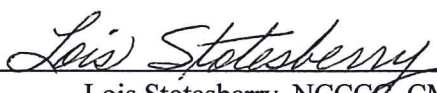
WHEREAS, national and international research shows that abuse, neglect and exploitation of vulnerable and older adults is grossly underreported; and,

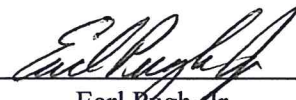
WHEREAS, the State of North Carolina enacted the nation's first elder abuse law and recognizes the need for a comprehensive system of protection for vulnerable and older adults; and,

WHEREAS, Mother's and Father's Days are national holidays intended to honor, respect, and promote the dignity and well-being of our older citizens.

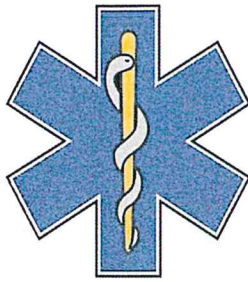
NOW THEREFORE, BE IT PROCLAIMED the Hyde County Board of Commissioners hereby proclaim MOTHERS DAY to FATHERS DAY 2017 (May 14 – June 18, 2017) as "VULNERABLE ADULT AND ELDER ABUSE AWARENESS MONTHS" in the County of Hyde and commend its observance to all citizens.

8th
ADOPTED this the *1st* Day of May, 2017.


Lois Stotesberry, NCCCO, CMC
Clerk, County of Hyde


Earl Pugh, Jr.,
Chairman, County of Hyde





**Proclamation 01-2017
EMS Week**

To Designate the Week of May 21-27, 2017 as Emergency Medical Services Week

WHEREAS, emergency medical services are a vital public service; and

WHEREAS, the members of emergency medical service teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rates of those who experience sudden illness or injury; and

WHEREAS, the emergency medical services system consists of first responders, emergency medical technicians, paramedics, firefighters, educators, administrators, emergency nurses, emergency physicians, and others; and

WHEREAS, the members of the emergency medical service teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical service providers by designating Emergency Medical Services Week;


NOW, THEREFORE, the Hyde County Board of Commissioners, in recognition of this event, do hereby proclaim the week of May 21-27, 2017 as

EMERGENCY MEDICAL SERVICES WEEK

With the theme "**EMS Strong**," the Hyde County Board of Commissioners encourage the community to observe this week with appropriate programs, ceremonies, and activities.

This the 8th day of May, 2017.

ATTEST:


Lois Stotesberry, CMC, NCCCC
Hyde County Board of Commissioners


Earl Pugh, Jr., Chairman
Hyde County Board of Commissioners



Board of Commissioners

Earl Pugh, Jr., Chair
Barry Swindell, Vice-Chair
Benjamin Simmons, III
Tom Pahl
Dick Tunnell

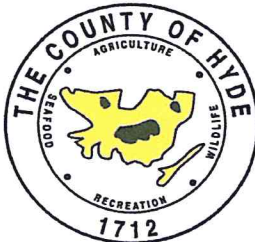
COUNTY OF HYDE

30 Oyster Creek Road
PO Box 188
SWAN QUARTER, NORTH CAROLINA 27885
252-926-4400
252-926-3701 Fax

County Manager

Fred Holscher
County Attorney

Lois Stotesberry, CMC, NCCCC
Clerk to the Board



RESOLUTION IN OPPOSITION OF SUNDAY HUNTING OF WILD GAME AND WATERFOWL/MIGRATORY BIRDS

WHEREAS, on April 4, 2017, two members of the House, Chris Milles and John Bell, IV introduced House Bill 559 "Outdoor Heritage Enhanced". A companion bill, Senate Bill 624 was introduced by three members of the Senate, John Alexander, Tom McInnis and Danny Britt; and,

WHEREAS, these bills seek to allow Sunday hunting with firearms for any game species, plus fishing, on public and private lands with some exceptions pertaining to hunting within 500 yards of a place of worship or a personal residence, or the use of a firearm to take deer that are run or chased by dogs. The bill would expand Sunday hunting opportunities for waterfowl and other migratory birds on private lands, public lands and public waters of the State, subject to rules adopted by the Wildlife Resources Commission; and,

WHEREAS, Sunday is a day of rest and a religious "holy" day, or day set apart, reserved for worship and time with families for many of our residents; and,

WHEREAS, many of our residents are avid hunters of game and waterfowl/migratory birds and this activity is an important part of Hyde County's heritage and source of recreation; and,

WHEREAS, wild game, ducks and hunters need a day to rest in order to regroup and rejuvenate; and,

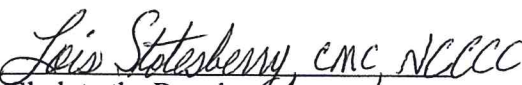
WHEREAS, Sunday is the one day of the week during hunting season when non-hunters can safely enjoy the woods and outdoor areas used by hunters on the other six days of the week.

THEREFORE, BE IT RESOLVED, that the Hyde County Board of Commissioners opposes any type of hunting activities on Sunday and the legalization of any gun hunting activities on Sunday, and urges the NC General Assembly to defeat any bills proposing gun hunting of any type of game or waterfowl/migratory birds on Sunday.

ADOPTED, this the ^{8th} day of May, 2017, in Hyde County, North Carolina.


Chairman of the Hyde County Commissioners

ATTEST:


Clerk to the Board



COUNTY OF HYDE

Board of Commissioners

Earl Pugh, Jr., Chair
Barry Swindell, Vice-Chair
Benjamin Simmons, III
Jim Pahl
Dick Tunnell

30 Oyster Creek Road

PO Box 188

SWAN QUARTER, NORTH CAROLINA 27885

252-926-4400

252-926-3701 Fax

Bill Rich
County Manager

Fred Holscher
County Attorney

Lois Statesberry, CMC, NCCCC
Clerk to the Board



HYDE COUNTY BOARD OF COMMISSIONERS RESOLUTION IN SUPPORT OF A N.C. DIVISION OF COASTAL MANAGEMENT LOCAL PLANNING AND MANAGEMENT GRANT PROGRAM GRANT APPLICATION 2017-2018

WHEREAS, the Hyde County Board of Commissioners acknowledge that over time the water quality in Lake Mattamuskeet has been significantly degraded causing a significant loss of vegetation which is the foundation of the aquatic community supporting both waterfowl and the lake's recreational fisheries; and,

WHEREAS, the FWS has met with representatives from the Hyde County Board of Commissioners and the North Carolina Wildlife Resources Commission to discuss a cooperative undertaking that seeks to identify the causes of the lake's degraded water quality, which is impacting the extent of both waterfowl and fishery habitat in the lake, and to develop adaptive management strategies, based on sound science, to improve water quality and water management in the lake in concert with the mission of the Refuge for the benefit of the resource and the general public; and

WHEREAS, the Hyde County Board of Commissioners has endorsed the FWS proposal to partner with Hyde County, appropriate federal and state agencies and other contributing entities in a cooperative venture to improve conditions in Lake Mattamuskeet and further has agreed to support, through appropriate avocation, the FWS in securing the necessary resources required to fund appropriate scientific investigations and the development and implementation of a Comprehensive Water Management Plan designed to restore the health and integrity of Lake Mattamuskeet over time; and,

WHEREAS, the North Carolina Division of Coastal Management offers a Local Planning and Management Grant Program for the 2017-2018 funding cycle to fund

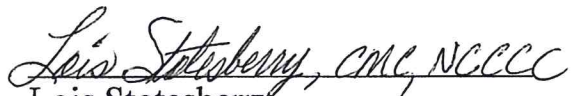
local planning and management projects for the 20 coastal counties including Hyde County; and,

NOW THEREFORE, BE IT RESOLVED THAT, the Hyde County Board of Commissioners supports the NC Division of Coastal Management Local Planning and Management Grant Application 2017-2018 entitled "Mattamuskeet Watershed Planning".

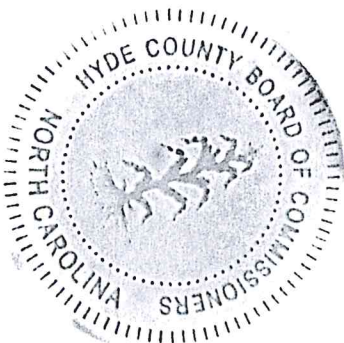
Adopted this the ^{8th}~~1st~~ day of May, 2017.



Earl Pugh, Jr., Chairman
Hyde County Board of Commissioners



Lois Stotesberry,
Clerk to the Board



**Hyde County Youth Athletics League
Project Budget Ordinance
May 1, 2017**

Be it ordained by the Hyde County Board of Commissioners, that pursuant to Section 160A-354 of the General Statutes of North Carolina, the following project budget ordinance is hereby adopted:

Section 1: The program authorized is the Hyde County Youth Athletics League, an organization that promotes recreation for youth, utilizes school and county grounds and facilities for recreational activities, increases recreational activities for the community by increasing recreational opportunities, and is considered a county function.

Section 2: Hyde County staff is hereby directed to proceed with the program within the terms of the Resolution to Support the Hyde County Youth Athletics League as a County Function adopted the 5th day of December, 2016, the Agreement Between the Hyde County School District And County of Hyde For Use of School Grounds and Facilities adopted the 9th day of July, 2013, the Hyde County Youth Athletics Recreation Program Volunteer Policy, and the budget contained herein.

Section 3: The following revenues and resources are anticipated to be available to complete the program activities:

HYDE COUNTY YOUTH ATHLETICS LEAGUE PROGRAM

Registrations	\$1,365.00
Total:	<u>\$1,365.00</u>

Section 4: The following amounts are appropriated for the program activities:

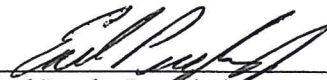
HYDE COUNTY YOUTH ATHLETICS LEAGUE PROGRAM

Program Budget	\$1,365.00
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Section 5: The Finance Officer is hereby directed to maintain within the Program Fund sufficient specific detailed accounting records required by federal and state regulations.


Section 7: Copies of this project ordinance shall be made available to the Finance Officer for direction in carrying out this program.

Adopted this ^{8th} 1st day of May, 2017.



Earl Pugh, Jr., Chairman
Hyde County Board of Commissioners

ATTEST:



Lois Stotesberry, Clerk to the Board



MEMORANDUM OF AGREEMENT

AGREEMENT TO WRITE A WATERSHED RESTORATION PLAN FOR LAKE MATTAMUSKEET

This agreement is made by and between the NORTH CAROLINA COASTAL FEDERATION, hereinafter referred to as the FEDERATION, the UNITED STATES FISH AND WILDLIFE SERVICE, hereinafter referred to as USFWS, the NORTH CAROLINA WILDLIFE RESOURCES COMMISSION, hereinafter referred to as NCWRC, and the COUNTY OF HYDE, NORTH CAROLINA, hereinafter referred to as the COUNTY.

I. PURPOSE OF THE AGREEMENT

It is mutually agreed that the FEDERATION will cooperate with the USFWS, the NCWRC, and the COUNTY to produce a watershed restoration plan for Lake Mattamuskeet, located in Hyde County, North Carolina.

II. RESPONSIBILITIES

a. The FEDERATION agrees to:

- i. Work cooperatively with the USFWS, the NCWRC and the COUNTY to produce a voluntary watershed restoration plan (hereinafter referred to as the "Plan") for Lake Mattamuskeet (hereinafter referred to as "the Lake"). This nine-element plan will follow guidelines approved by the U.S. Environmental Protection Agency (hereinafter referred to as "EPA"), and will include the following components:
 1. Identification of impairment, pollutant, causes and sources of pollution that need to be controlled. Pollution sources that need control measures should include estimates of their presence in the watershed.
 2. Identification and detail of reduction load and the measures necessary to meet water quality standards/goals.
 3. Details of management activities and the expected outcome.
 4. Identification of technical and financial assistance needed to implement outlined management activities. Additional details of long-term operation and maintenance measures are required.
 5. Education and information plan for the Lake watershed.
 6. Implementation schedule for actions listed in plan.
 7. Outline of measurable milestones to ensure plan benchmarks are met.
 8. Indicators that measure progress toward meeting watershed goals (including bacterial count, or indirect measurements).
 9. Monitoring component to evaluate the effectiveness of the plan.
- ii. Help convene an inclusive group of core stakeholder members and technical advisory members as identified by Hyde Soil and Water, the COUNTY, USFWS and NCWRC. The FEDERATION will organize these quarterly stakeholder group meetings, presentations and materials. The FEDERATION will additionally organize quarterly public meetings in cooperation with the USFWS, the NCWRC, and the COUNTY to communicate the progress of the watershed restoration plan.

- iii. Compile and summarize past and current accounts and research related to water quality and quantity issues at the Lake. This includes historical and colloquial descriptions of land use changes over time, as well as technical and management assessment of water quality and quantity issues at the Lake conducted by university or other researchers.
 - iv. Research and develop possible solutions for addressing water quality and quantity concerns in the Lake. The FEDERATION will incorporate input from both core stakeholders and technical advisors.
 - v. Analyze impact of proposed solutions to address water quality and quantity concerns in the Lake, as well as future hydrologic conditions of various proposals that are implemented. The FEDERATION will facilitate ranking the importance and priority of possible solutions using input from technical advisors and the public. Final ranking and implementation decisions being made by the core stakeholder group.
 - vi. Design and distribute outreach materials to announce the following: a) Date, time and location of quarterly public meetings to explain progress on the Plan; b) Summary document explaining process, solutions, stakeholder process, and future plans.
- b. The USFWS agrees to:
- i. Through Notice of Cooperative Agreement Award No _____, fund 40% of the total cost of the Plan, not to exceed \$30,000.00. Invoices shall be paid within 30 days of receipt.
 - ii. Identify a point of contact for plan development and project administration.
 - iii. Assist in advertising public meetings notices.
 - iv. Assist in identifying and synthesizing all known research about the Lake and provide a briefing to FEDERATION staff on any ongoing Lake research as well as current status and trends.
 - v. Communicate in a timely and effective manner throughout the duration of the plan development.
- c. The NCWRC agrees to:
- i. Fund 40% of the total cost of the Plan, not to exceed \$30,000.00. Invoices shall be paid within 30 days of receipt.
 - ii. Identify a point of contact for plan development and project administration.
 - iii. Communicate in a timely and effective manner throughout the duration of the plan development.
- d. The COUNTY agrees to:
- i. Fund 20% of the total cost of the Plan, not to exceed \$15,000.00. Invoices shall be paid within 30 days of receipt.
 - ii. Identify a point of contact for plan development and project administration.
 - iii. Communicate in a timely and effective manner throughout the duration of the plan development.

III. TERMINATION

This agreement may be terminated by mutual written agreement or with written consent by all parties at least 120 days in advance of the date on which termination is to become effective.

IV. TERM OF AGREEMENT

This agreement shall become effective upon full execution and shall remain effective for a period of eighteen (18) months. This agreement will have an option for renewal for a period of eighteen (18) months, upon expiration, upon written agreement of all parties.

V. BUDGET and PAYMENT

The total budget for Lake Mattamuskeet Watershed Restoration Plan shall not exceed \$75,000. The total cost will be shared between the USFWS, the NCWRC, and the COUNTY, as indicated below.

	Total	FWS	WRC	County
Salary & benefits	\$53,000.00	21,500	16,500	15,000
Coastal Advocate/Contractor	1200 hrs			
Executive Director	240 hrs			
Coastal Scientist	120 hrs			
Communications Specialist	80 hrs			
Finance Manager	20 hrs			
Finance and Operations Director	30 hrs			
Travel	\$3,800	3,800		
Mileage (bimonthly round trip travel and quarterly meetings)	\$3,100			
Lodging/Per Diem (quarterly mtgs)	\$700			
Supplies	\$4,700	4,700		
Meeting Supplies	\$1,000			
Design/Layout/Printing of Publications	\$2,500			
Outreach/interview supplies (audio recorder, other)	\$1,200			
Contract	\$13,500.00		13,500	
Consultant for Watershed Analysis/BMP design				
TOTAL	\$75,000.00			

The FEDERATION shall submit quarterly invoices for payment to the three funding partners. Invoices shall include expenses per the approved budget line items and be sent to:

U.S. Fish and Wildlife Services	N.C. Wildlife Resources Commission	Hyde County
85 Mattamuskeet Rd	132 Marine Drive	30 Oyster Creek PO Box 188
Swan Quarter, NC 27885	Edenton, NC 27932	Swan Quarter, NC 27885
Pete_campbell@fws.gov	Doug.howell@ncwildlife.org	brich@hydecountync.gov
Attn: Pete Campbell	Attn: Doug Howell	Attn: Bill Rich

VI. COMMUNICATIONS PLAN

The FEDERATION will work with the other funding partners to form a core project team. It will organize and hold monthly meetings of the core project team to plan project activities, review progress made and to assist in community outreach. The core team will be responsible for reviewing and editing drafts of the plan, identifying data sources, helping to ensure that the plan is accurate and assisting with community outreach. In addition to the work of the core project team, the FEDERATION will:

- 1) Develop and use three email lists:
 - i) one of the core project team
 - ii) one for technical advisors and
 - iii) one for interested community stakeholders
- 2) Develop and distribute two press releases after being reviewed and approved by the project partners (COUNTY, USFWS and NCWRC). One will explain the project and promote the first public meeting for the plan development and one to present the draft plan for feedback.
- 3) Develop and circulate a flyer advertising the public meeting schedule with assistance from USFWS and the COUNTY. The flyer will be posted in public spaces such as the post office, gas station, bank and other areas of local interest.
- 4) Develop and maintain a web page about the project and the plan, to be hosted and maintained by the FEDERATION and linked to the COUNTY, NCWRC and USFWS websites. The domain will be www.nccoast.org/lakemattamuskeet.
- 5) The COUNTY, NCWRC and USFWS will promote the plan's progress via their respective facebook, website, newsletter and print or online communications tools.
- 6) Public meetings will be advertised via press release and circulated to maintained email lists at least two weeks prior to scheduled meeting. Press releases will be developed by the FEDERATION advertising public meeting and reviewed by project partners within 48 hours to allow for dissemination to local media outlets.
- 7) Meeting agenda, notes and presentations will be posted to the website no more than two weeks after a meeting is held. The COUNTY, USFWS and NCWRC will assist in developing meeting

summaries and promoting the meeting results and materials through their respective communications channels.

- 8) Draft the watershed restoration plan. The plan will be designed/laid-out by the FEDERATION and made available in an electronic form to the public and in printed form for core project members and anyone from the public that requests a printed copy.
- 9) Develop and distribute 1,000 copies of a flyer summarizing the plan and where the full plan can be viewed.
- 10) Recognize all partners in all communications materials.
- 11) Illustrate the plan with maps, graphic and photos as needed.

VII. TIMELINE

The plan development will take approximately 18 months and will follow this general project timeline.

May 1, 2017	Project Commences, Press Release Announcing Plan Development
June/July 2017	Quarterly Public Meeting
August 15, 2017	Quarterly Invoice (Invoice-May 1-July 31, 2017)
September/October 2017	Quarterly Public Meeting
By November 15, 2017	Quarterly Invoice (Aug 1- Oct 31, 2017), Semi annual report on progress (May 1- Oct 31, 2017)
December/January 2018	Quarterly Public Meeting
February 15, 2018	Quarterly Invoice (Nov 1, 2017- Jan 31, 2018)
March/April 2018	Quarterly Public Meeting
By May 15, 2018	Quarterly Invoice (Feb 1- Apr 30, 2018) Semi annual report on progress (Nov 1, 2017-Apr 30, 2018)
June/July 2018	Quarterly Public Meeting, Draft Plan and Implementation Discussed
August 15, 2018	Quarterly Invoice (May 1- July 31, 2018)
September 2018	Quarterly Public Meeting- Final Plan and Prioritized Implementation Presented, Draft Plan Outreach materials
October 2018	Final Written Plan and Outreach materials, Final Press Release
By November 15, 2018	Final Invoice (Aug-Oct 31, 2018) and Final Report on progress (May 1-October 31, 2018)

Ownership of Documents/Data

Any reports, studies, photographs (and negatives), computer programs and data, drawings, writings or other similar works or documents along with all supporting data and material, produced under this contract are the joint property of the

FEDERATION and the COUNTY and are to be delivered to all parties at the end of the contract. These materials and data become public information once they are sent to government agencies.

Confidentiality

Project materials that are working drafts being researched and developed by the FEDERATION are confidential. Once materials are provided to the COUNTY, USFWS or NCWRC for their review and consideration they become public information. Data collected from human subjects under procedures approved by the ECU Institutional Review Board (IRB) are exempted. Storage and dissemination of these data will be governed by the guidelines defined by the IRB; these data will remain confidential and under the control of the originating researcher.

Notices

Any notice required by this agreement shall be sent Certified Mail, return receipt requested, to the parties listed below.

Binding Effect/Amendments

This agreement shall become binding when signed by the parties. This agreement contains the entire agreement of the parties and no amendment shall be effective except in writing signed by all parties.

Equal Opportunity

1. The non-discrimination clause contained in Section 202 (federal) Executive Order 11246, as amended by Executive Order 11375, relative to Equal Employment Opportunity for all persons without regard to race, color, religion, sex or national origin, and the implementing rules and regulations prescribed by the Secretary of Labor, are incorporated herein.
2. The FEDERATION, USFWS, NCWRC, and the COUNTY agree not to discriminate against any employee or applicant for employment because of physical or mental handicap in regard to any position for which the employees or applicant is qualified. All named parties agree to take affirmative action to employ, advance in employment and otherwise treat qualified handicapped individuals without discrimination based upon their physical or mental handicap in all employment practice.

Terms and Conditions

1. **ACCESS TO PERSONS AND RECORDS:** During and after the term hereof, the State Auditor and any using agency's internal auditors shall have access to persons and records related to this Contract to verify accounts and data affecting fees or performance under the Contract.
2. **AVAILABILITY OF FUNDS:** Any and all payments to the FEDERATION are dependent upon and subject to the availability of funds to the USFWS, NCWRC, and the COUNTY for the purpose set forth in this agreement.
3. **COMPLIANCE WITH LAWS:** the FEDERATION, USFWS, NCWRC, and the COUNTY will comply with all laws, ordinances, codes, rules, regulations, and licensing requirements that are applicable to the conduct of its business and performance in accordance with this contract, including those of federal, state, and local agencies having jurisdiction and/or authority.

Certifications: the FEDERATION, USFWS, NCWRC, and the COUNTY certifies to each of the following:

1. That none of its officers, directors, or controlling owners has been convicted of any violations of state or federal securities act violations in the last ten years;
2. That it has not refused to collect Use tax on sales delivered to North Carolina, and it is not incorporated in a tax haven county;

3. That no employee or agent of the FEDERATION, USFWS, NCWRC, and the COUNTY, has offered, and no State employee has accepted, any gift or gratuity in connection with this contract; and
4. That the FEDERATION, USFWS, NCWRC, and the COUNTY having more than 25 employees in North Carolina, verifies the work authorization of such employees through the federal E-Verify System;
5. That the FEDERATION, USFWS, NCWRC, and the COUNTY is not identified on the Final Divestment List of entities that the North Carolina State Treasurer has determined engages in investment activities in Iran. This list is available at: <https://www.nctreasurer.com/inside-the-department/OpenGovernment/Pages/Iran-Divestment-Act-Resources.aspx>.

Governing Laws

This Contract is made under and shall be governed, construed, and enforced in accordance with the laws of the State of North Carolina, without regard to conflict of laws rules, and within such State shall all matters, whether sounding in Contract or tort or otherwise, relating to its validity, construction, interpretation and enforcement be determined.

IN TESTIMONY WHEREOF, this Memorandum of Agreement has been executed by the parties hereto, in duplicate originals, as of the date first above written.

The signatures below indicate approval of this agreement.

Todd Miller

Todd Miller, Executive Director
North Carolina Coastal Federation

Date: 5/8/17

David Viker

David Viker, Chief of Refuges
United States Fish & Wildlife Service

Date: 5/24/17

Gordon Myers

Gordon Myers, Executive Director
North Carolina Wildlife Resources Commission

Date: 5-12-2017

Bill Rich

Bill Rich, County Manager
Hyde County, North Carolina

Date: 5/8/17

Earl Pugh, Jr.

Earl Pugh, Jr., Chairman
Hyde County Board of Commissioners

Date: 05-08-2017

"THIS DISBURSEMENT HAS BEEN APPROVED AS
REQUIRED BY THE LOCAL GOVERNMENT BUDGET
AND FISCAL CONTROL ACT"
HYDE COUNTY FINANCE OFFICER
DATE 5/9/17 SIGNATURE Connie Gibbs

